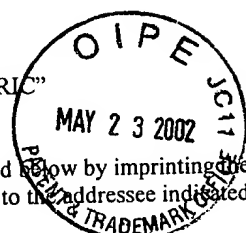




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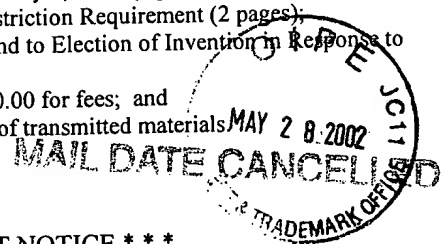


Dkt No. P1057  
SN: 09/591,266

Title: "ANTI-REFLECTIVE INTERPOLY DIELECTRIC"  
Express Mail Label Number: EV062927894US  
Express Mail Date In: May 23, 2002

Please acknowledge receipt of the documents described below by imprinting the Patent and Trademark Office "Date Stamp" hereon and returning to the addressee indicated on the reverse hereof.

1. Transmittal Letter (2 pages);
2. Petition to Revive Patent Application under 37 CFR 1.137(b) (2 pages);
3. Copy of Notice of Abandonment mailed May 6, 2002 (1 page);
4. Election of Invention in Response to Restriction Requirement (2 pages);
5. Request for Extension of Time to Respond to Election of Invention in Response to Restriction Requirement (1 page);
6. Check No. 9202 in the amount of \$3,240.00 for fees; and
7. Post card in acknowledgment of receipt of transmitted materials.



\*\*\* IMPORTANT NOTICE \*\*\*

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FROM: (PLEASE PRINT) LA RIVIERE, GRUBMAN & PAYNE LLP 1 LOWER RAGSDALE DR STE 130 BLDG 1 MONTEREY CA 93940-5741 P1057 169-111 SN: 09/591,266 VF/mvl Petition to Revive D955 AMD	PHONE ( ) 831 649 8800
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TO: (PLEASE PRINT) ATTENTION OF THE OFFICE OF PETITIONS Commissioner for Patents Box DAC Washington, D.C. 20231	PHONE ( )
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D955

"Express Mail" mailing label number: EV062927894US

Date of Deposit: May 23, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Attention of the Office of Petitions, Commissioner for Patents, Box DAC, Washington, D.C. 20231.

Typed or Printed Name of Person Mailing Paper or Fee: Naomi R. Braswell

Signature:



**PATENT**

**Docket No. P1057**



IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT: ROBERT B. OGLE, JR., et al.**

**SERIAL NO.: 09/591,266**

**EXAMINER: JACK CHEN**

**FILED: JUNE 9, 2000**

**ART UNIT: 2813**

**TITLE: ANTI-REFLECTIVE INTERPOLY DIELECTRIC**

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**ATTENTION OF THE OFFICE OF PETITIONS  
COMMISSIONER FOR PATENTS  
BOX DAC  
WASHINGTON, D.C. 20231**

**TRANSMITTAL LETTER**

Dear Sir:

In connection with the above-referenced matter, transmitted herewith are the following:

1. Petition to Revive Patent Application under 37 CFR 1.137(b) (2 pages);
2. Copy of Notice of Abandonment mailed May 6, 2002 (1 page);
3. Election of Invention in Response to Restriction Requirement (2 pages);

D955

4. Request for Extension of Time to Respond to Election of Invention in Response to Restriction Requirement (1 page);
5. Check No. 9202 in the amount of \$3,240.00 for fees; and
6. Postcard in acknowledgment of receipt of all transmitted materials (1 postcard).

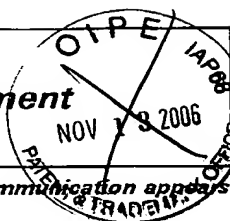
Please date-stamp the enclosed postcard and return same to the undersigned in acknowledgment of receipt of all transmitted material.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor Flores", with a long horizontal flourish extending to the right.

Victor Flores  
Reg. No. 29,638

VF/mvl  
May 23, 2002  
LARIVIERE, GRUBMAN & PAYNE  
Post Office Box 3140  
Monterey, CA 93942  
(831) 649-8800

**Notice of Abandonment**Application No.  
09/591,266Applicant(s)  
Ogle Jr. et al.Examiner  
Jack ChenArt Unit  
2813

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on Sep 25, 2001.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. A balance of \$ \_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d) is \$ \_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed new formal drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.